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Attorneys for Defendant
 WELLS FARGO INVESTMENTS, LLC

UNITED STATES DISTRICT COURT
 FOR THE NORTHERN DISTRICT OF CALIFORNIA

JERRY CHU, individually and on behalf of all
 others similarly situated,

Plaintiffs,

v.

WELLS FARGO INVESTMENTS, LLC and
 DOES 1 through 50, Inclusive

Defendants.

JASON MEVORAH, individually and on behalf
 of all others similarly situated,

Plaintiffs,

v.

WELLS FARGO HOME MORTGAGE, a
 division of WELLS FARGO BANK,
 NATIONAL ASSOCIATION and DOES 1
 through 50, Inclusive

Defendants.

Case No. C 05-04526 MHP
 Case No. C 05-01175 MHP

DENIED

**STIPULATION AND [PROPOSED]
 ORDER TO SUBMIT BRIEFING TO
 CONSIDER WHETHER ACTIONS
 SHOULD BE RELATED**

Local Rules 3-12, 7-11, and 7-12.

Judge: Hon. Marilyn Hall Patel

This Stipulation is made by and between Plaintiffs Jerry Chu and Jason Mevorah
 on the one hand, and Defendants Wells Fargo Investments, LLC and Wells Fargo Home
 Mortgage, a division of Wells Fargo Bank, National Association on the other, by and through
 their undersigned counsel.

1-PA/3567155.3

1 WHEREAS, on March 22, 2005, Defendant Wells Fargo Home Mortgage, a
 2 division of Wells Fargo Bank, National Association, removed the "*Mevorah v. Wells Fargo*
 3 *Home Mortgage, Inc.*" (incorrectly named) ("*Mevorah*") action from San Francisco Superior
 4 Court to the United States District Court for the Northern District of California (Case No. C 05-
 5 01175 MHP);

6 WHEREAS, on November 4, 2005, Defendant Wells Fargo Investments, LLC
 7 removed the *Chu v. Wells Fargo Investments, LLC* ("*Chu*") action from Alameda County
 8 Superior Court to the United States District Court for the Northern District of California (Case
 9 No. C 05-04526 PJH);

10 WHEREAS, on November 8, 2005, Plaintiff Jason Mevorah filed a Notice of
 11 Related Case in the *Mevorah* action stating that the *Mevorah* and *Chu* matters appear to be related
 12 and that Mevorah would promptly file an administrative motion to relate the two cases pursuant
 13 to Local Rule 3-12(b);

14 WHEREAS, Defendant Wells Fargo Investments, LLC in the *Chu* action did not
 15 receive notification of the Notice of Related Case filed in the *Mevorah* action, and accordingly,
 16 did not have knowledge of it or an opportunity to submit briefing on the issue of whether the
 17 *Mevorah* and *Chu* cases should be related under Local Rule 3-12;

18 WHEREAS, on November 23, 2005, this Court issued an Order relating the
 19 *Mevorah* and *Chu* actions; and

20 WHEREAS, plaintiffs in the *Mevorah* and *Chu* cases have no objection to
 21 allowing defendants to argue why the *Mevorah* and *Chu* cases should not be related, provided that
 22 plaintiffs have a corresponding right to argue why the *Mevorah* and *Chu* cases are properly
 23 related;

24 NOW THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and
 25 between the parties after their counsel met and conferred, and by and between their undersigned
 26 counsel, that:

27 1. The parties respectfully request that the Court consider the respective
 28 briefing by Plaintiffs Chu and Mevorah, on the one hand, and Defendants Wells Fargo

1-PA/3567155.3

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Case No. C 05-04526 MHP
Case No. C 05-01175 MHP

Investments, LLC and Wells Fargo Home Mortgage on the other hand, which briefing will be electronically filed no later than December 5, 2005, at 5:00 p.m.

2. Consistent with Local Rule 7-11(c), the matter will be deemed submitted for immediate determination without hearing at 5:00 p.m. on December 5, 2005.

3. Also consistent with Local Rule 7-11, briefing by Plaintiffs, jointly, on the one hand, and Defendants, jointly, on the other hand (excluding declarations and exhibits), shall not exceed five (5) pages.

DATED: November 30, 2005

MORGAN, LEWIS & BOCKIUS LLP

By /s/
Daryl S. Landy
Attorneys for Defendant
WELLS FARGO INVESTMENTS, LLC

DATED: November 30, 2005

ALLEN MATKINS LECK GAMBLE &
MALLORY LLP

By /s/
Lindbergh Porter, Jr.
Attorneys for Defendant
WELLS FARGO HOME MORTGAGE, a
division of Wells Fargo Bank, National
Association

Dated: November 30, 2005

HOFFMAN & LAZEAR
THIERMAN LAW FIRM
DOSTART CLAPP & COVENEY, LLP

By: /s/
James F. Clapp
Attorneys for Plaintiffs
JERRY CHU, individually and on behalf of all
others similarly situated
JASON MEVORAH, individually and on
behalf of all others similarly situated

ORDER

The requested order pursuant to stipulation is DENIED, the time within which to file objections having expired prior to this stipulation.

PURSUANT TO STIPULATION, IT IS SO ORDERED:

Dated: 12/6/2005, 2005

U.S. District Court Judge



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PROOF OF SERVICE

I am a resident of the State of California and over the age of eighteen years, and not a party to the within action; my business address is 2 Palo Alto Square, 3000 El Camino Real, Suite 700, Palo Alto, CA 94306. On November 30, 2005, I caused the within documents to be delivered to the persons at the addresses set forth below:

**STIPULATION AND [PROPOSED] ORDER TO SUBMIT BRIEFING TO
CONSIDER WHETHER ACTIONS SHOULD BE RELATED**

- ☒ by transmitting via facsimile the document(s) listed above to the fax number(s) set forth below on this date before 5:00 p.m.
- ☒ by placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, in the United States mail at San Francisco, California addressed as set forth below.

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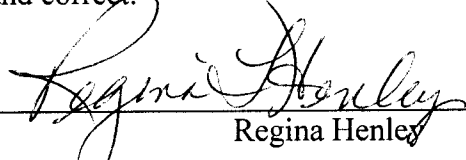
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Executed on November 30, 2005, at Palo Alto, California.

I declare under penalty of perjury, under the laws of the State of California and the United States of America, that the foregoing is true and correct.


Regina Henley